

### **APPLICATION FOR A VARIANCE OF USE OR AREA**

Before you undertake completing this application we strongly encourage you to read the entire application first. Upon reading the entire application go back and answer questions 1 through 5 with as much specific factual detail as required. The obligation of demonstrating facts sufficient to support your appeal is your responsibility. Use the “Required Documentation Checklist” to assist you in properly collecting the necessary data and providing responses that factually support your position.

The undersigned hereby requests a variance of [ ] use or [ ] area to the terms of Article \_\_\_\_\_ Section \_\_\_\_\_ and asks that said terms be waived to permit

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You are required by law to demonstrate:

1. That there **will not** be a diminution of value surrounding properties as a result of the granting of this variance because: \_\_\_\_\_

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2. That the granting of the variance **will not** be contrary to the public interest because: \_\_\_\_\_

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3. That enforcement of the zoning ordinance will create an unnecessary hardship in that the zoning restriction:

**Answer a-c if your application is for a “USE” variance:**

- a. As applied to the petitioner’s property will interfere with the petitioner’s reasonable use of their property, considering the unique setting of the property in its environment for the following reasons: \_\_\_\_\_

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- b. As specifically applied to the petitioner’s property has no fair and substantial relationship to the general purposes of the zoning ordinance for the following reasons: \_\_\_\_\_

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- c. If relieved by a variance, will not injure the public or private rights of others for the following reasons: \_\_\_\_\_

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**Answer aa-bb if your application is for and “AREA” variance:**

aa. An area variance is needed to enable the applicants proposed use of the property given the special conditions of the property because: \_\_\_\_\_

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bb. The benefit sought by the applicant cannot be achieved by some other method reasonably feasible for the applicant to pursue, other than an area variance because:

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4. That through the granting of relief by variance substantial justice will be done because:

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5. The use, for which the variance is requested, will not be contrary to the spirit of the ordinance because:

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Signature: \_\_\_\_\_

Date: \_\_\_\_ / \_\_\_\_ / \_\_\_\_

Revised July 26, 2004

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